

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

REGINALD MCBRIDE,

Plaintiff

v.

MALYNDA LOWREY, et al.,

Defendants

Case No. 2:24-cv-01232-JAD-DJA

ORDER

This action began with a *pro se* civil rights complaint filed pursuant to 42 U.S.C. § 1983 by a state prisoner. Plaintiff filed a motion to extend the time to pay the filing fee (ECF No. 12) and then paid the full filing fee in this matter. (ECF No. 13). The Court will grant the motion and accepts the filing fee as timely.

The Court entered a screening order on December 10, 2024. (ECF No. 5). The screening order imposed a 90-day stay and the Court entered subsequent orders in which the parties were assigned to mediation by a court-appointed mediator. (ECF Nos. 5, 7, 9). The parties did not settle at mediation. (ECF No. 10). This case will therefore proceed onto the normal litigation track.

Accordingly, **IT IS HEREBY ORDERED** that:

1. Plaintiff's motion to extend the time to pay the filing fee (ECF No. 12) is **GRANTED** and the Court accepts the filing fee (ECF No. 13) as timely.

2. The Clerk of Court shall electronically **SERVE** a copy of this order and a copy of Plaintiff's complaint (ECF No. 6) on the Office of the Attorney General of the State of Nevada by adding the Attorney General of the State of Nevada to the docket sheet. This does not indicate acceptance of service.

3. Service must be perfected within ninety (90) days from the date of this order pursuant to Fed. R. Civ. P. 4(m).

4. Subject to the findings of the screening order (ECF No. 5), within **twenty-one (21) days** of the date of entry of this order, the Attorney General's Office shall file a

1 notice advising the Court and Plaintiff of: (a) the names of the defendants for whom it
2 accepts service; (b) the names of the defendants for whom it does not accept service;
3 and (c) the names of the defendants for whom it is filing the last-known-address
4 information under seal. As to any of the named defendants for whom the Attorney
5 General's Office cannot accept service, the Office shall file, *under seal*, but shall not serve
6 the inmate Plaintiff the last known address(es) of those defendant(s) for whom it has such
7 information. If the last known address of the defendant(s) is a post office box, the Attorney
8 General's Office shall attempt to obtain and provide the last known physical address(es).

9 5. If service cannot be accepted for any of the named defendant(s), Plaintiff
10 shall file a motion identifying the unserved defendant(s), requesting issuance of a
11 summons, and specifying a full name and address for the defendant(s). For the
12 defendant(s) as to which the Attorney General has not provided last-known-address
13 information, Plaintiff shall provide the full name and address for the defendant(s).

14 6. If the Attorney General accepts service of process for any named
15 defendant(s), such defendant(s) shall file and serve an answer or other response to the
16 complaint (ECF No. 6) within **sixty (60) days** from the date of this order.

17 7. Plaintiff shall serve upon defendant(s) or, if an appearance has been
18 entered by counsel, upon their attorney(s), a copy of every pleading, motion or other
19 document submitted for consideration by the Court. If Plaintiff electronically files a
20 document with the Court's electronic-filing system, no certificate of service is required.
21 Fed. R. Civ. P. 5(d)(1)(B); Nev. Loc. R. IC 4-1(b); Nev. Loc. R. 5-1. However, if Plaintiff
22 mails the document to the Court, Plaintiff shall include with the original document
23 submitted for filing a certificate stating the date that a true and correct copy of the
24 document was mailed to the defendants or counsel for the defendants. If counsel has
25 entered a notice of appearance, Plaintiff shall direct service to the individual attorney
26 named in the notice of appearance, at the physical or electronic address stated therein.
27 The Court may disregard any document received by a district judge or magistrate judge
28 which has not been filed with the Clerk, and any document received by a district judge,

1 magistrate judge, or the Clerk which fails to include a certificate showing proper service
2 when required.

3 8. This case is no longer stayed.

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5 DATED: May 29, 2025

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8 DANIEL J. ALBRECHTS
9 UNITED STATES MAGISTRATE JUDGE
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